IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

C.W.P. No.2016 of 2007

Date of Decision: 8.2.2007.

Tara Singh

....Petitioner.

Versus

State of Punjab and others.

...Respondents.

CORAM : Hon'ble Mr. Justice J.S.Khehar.
Hon'ble Mr. Justice S.D.Anand.

Present:- Mr.R.K.Arora,Advocate
for the petitioner.

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J.S.KHEHAR, J.(ORAL)

Through the instant writ petition, the petitioner seeks a writ in the nature of Mandamus so as to direct the respondents to step up his pay to the level of one of his junior Sh.Gurinder Singh w.e.f. 1.3.1996. It is also the contention of learned counsel for the petitioner that for the same relief as is being sought through the instant petition, the petitioner has addressed a legal notice dated 16.10.2006 (Annexure P5) but no decision has been taken thereon till date. Learned counsel for the petitioner states that the petitioner will be satisfied if the instant writ petition is disposed of with a direction to respondent No.1 Secretary to Government Punjab, Department of Education, Punjab, requiring him to take a final decision on the legal notice dated 16.10.2006 (Annexure P-5).

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the

instant writ petition by directing respondent No.1 to take final decision on the legal notice dated 16.10.2006 by passing a well reasoned speaking order within two months from the date of receipt of certified copy of this order. In case the petitioner is found entitled to any monetary benefit, the same shall be calculated and released to him within a further period of one month, subject to the condition that the petitioner shall be entitled to arrears limited to the period of three years and two months before the filing of the instant writ petition. It is also clarified that the instant writ petition was filed on 6.2.2007.

Disposed of accordingly.

Order dasti on payment of usual charges.

(J.S.KHEHAR)
JUDGE

(S.D.ANAND)
JUDGE

February 8 ,2007.
Reema